



September 12, 1969

Mr. J. I. Adams, Chief Engineer
Louisville and Nashville Railroad Company
908 West Broadway
Louisville, Kentucky 40201

Re: Industrial Wastewater
Radnor Yards,
Nashville, Tennessee

Dear Mr. Adams:

We have received your recent letter requesting a time extension for the submission of complete plans and specifications for industrial wastewater treatment facilities to serve the Company's Radnor Yards operation. You requested that the date for submission of the required plans and specifications be changed from September 15, 1969, to October 27, 1969.

On December 2, 1968, your Company was issued a Special Order by the Tennessee Stream Pollution Control Board which established a schedule for the development of the necessary treatment facilities. That Special Order established the date of April 1, 1969, as the date for submission of plans and specifications. This scheduled date was agreed upon by the Tennessee Stream Pollution Control Board and L & N officials. The Louisville and Nashville Railroad Company failed to comply with the schedule.

On May 20, 1969, an Order Amending Special Order was adopted by the Tennessee Stream Pollution Control Board. Another mutually agreed upon schedule was established and the Tennessee Stream Pollution Control Board and the technical staff of the Board were assured that the schedule would be met. This schedule established the date of September 15, 1969, as the date for the submission of complete plans and specifications.

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On September 10, 1969, you prepared a letter requesting an extension of the September 15, 1969, date to October 27, 1969. The September 15 date was established to allow time for review of the plans and specifications such that any necessary revisions could be completed in order that the date for beginning construction, November 1, 1969, could be met.

We are of the opinion that your requested time extension is unreasonable and should not be granted. The treatment facilities in question have been needed for years and their absence has resulted in years of continued stream pollution. The Louisville and Nashville Railroad Company has failed to meet all previously established time schedules and there are no indications that any future or adjusted schedules will receive prompt compliance. The failure of the Company to meet the existing schedule as outlined in the Order Amending Special Order of May 20, 1969, will result in this matter being referred to the Tennessee Stream Pollution Control Board at the earliest possible date. The staff will recommend to the Tennessee Stream Pollution Control Board that this matter be referred to the appropriate legal authorities with the request that legal action be taken in accordance with the statutes.

Very truly yours,

V. Wayne McCoy, Sanitary Engineer
Office of Stream Pollution Control

VWMcCipam

cc: Metropolitan Health Department of Nashville
and Davidson County

cc: Mr. R. E. Bisha

cc: Mr. J. W. Webb